

ILLINOIS POLLUTION CONTROL BOARD  
September 2, 1971

GEORGE E HOFFMAN & SONS, INC.     )  
  )  
  )  
                  v.                     )                     # 71-204  
  )  
  )  
ENVIRONMENTAL PROTECTION AGENCY )

Opinion and Order of the Board (by Mr. Currie):

Hoffman on July 16, 1971 petitioned for a variance to permit continued operation of a portable asphalt plant without control equipment for sixty days beyond termination of a then existent strike against the company. The Agency opposed the petition. On September 1 Hoffman filed a reply to the Agency's recommendation, reciting that the strike ended August 6 and that the control equipment was installed immediately thereafter. The company consequently moves to withdraw its petition without prejudice. We grant the motion, as the installation of the equipment leaves the company seeking nothing from this Board at this time. The opportunity will remain for either party to seek any relief that may seem appropriate in the future, through the filing of a complaint, petition for variance, or otherwise.

The petition for variance is dismissed.

I, Regina E. Ryan, Clerk of the Pollution Control Board, certify that the Board adopted the above Opinion and Order this 2nd day of September, 1971.

